

IN THE UNITED STATES DISTRICT COURT
FOR THE Southern DISTRICT OF TEXAS
BEE DIVISION

Form To Be Used By A Prisoner in Filing a Complaint
Under the Civil Rights Act, 42 U.S.C. § 1983

United States Courts
Southern District of Texas
FILED

NOV 28 2014

David J. Bradley, Clerk of Court

Van Carter #768325

Plaintiff's name and ID Number

McConnell Unit

Place of Confinement

CASE NO: _____
(Clerk will assign the number)

v. McConnell Unit

Defendant's name and address

Defendant's name and address

Defendant's name and address
(DO NOT USE "ET AL.")

INSTRUCTIONS - READ CAREFULLY

NOTICE:

Your complaint is subject to dismissal unless it conforms to these instructions and this form.

1. To start an action you must file an original and one copy of your complaint with the court. You should keep a copy of the complaint for your own records.
2. Your complaint must be legibly handwritten in ink, or typewritten. You, the plaintiff, must sign and declare under penalty of perjury that the facts are correct. If you need additional space, **DO NOT USE THE REVERSE SIDE OR BACK SIDE OF ANY PAGE.** ATTACH AN ADDITIONAL BLANK PAGE AND WRITE ON IT.
3. You must file a separate complaint for each claim you have unless the various claims are all related to the same incident or issue or are all against the same defendant, Rule 18, Federal Rules of Civil Procedure. Make a short and plain statement of your claim, Rule 8, Federal Rules of Civil Procedure.
4. When these forms are completed, mail the original and one copy to the Clerk of the United States Court for the appropriate District of Texas in the Division where one or more named defendants are located, or where the incident giving rise to your claim for relief occurred. The list labeled as "VENUE LIST" is posted in your unit law library. It is a list of Texas prison units indicating the appropriate District Court, the Division and an address of the Divisional Clerks.

II. PLACE OF PRESENT CONFINEMENT:

McConnell Unit

III. EXHAUSTION OF GRIEVANCE PROCEDURES:

Have you exhausted both steps of the grievance procedure in this institution? X YES NO

Attach a copy of the Step 2 grievance with the response supplied by the prison system.

IV. PARTIES TO THE SUIT:

A. Name of address of plaintiff: Currie, Gary L Warden of McConnell Unit
Conspire on Conspiracy to Violate Civil Rights
Deliberately Indifferent to Health or Safety

B. Full name of each defendant, his official position, his place of employment, and his full mailing address.

Defendant #1: Putnam Jr, Kenneth M Assistant warden
McConnell Unit

Conspiracy to Conspire to Violate Civil Rights
 Briefly describe the act(s) or omission(s) of this defendant, which you claimed harmed you.

Ramirez, Maria D Assistant warden

Defendant #2: Ramirez D. Assistant warden
McConnell Unit

Briefly describe the act(s) or omission(s) of this defendant, which you claimed harmed you.

Conspiracy to Conspire to Violate Civil Rights

Defendant #3: Alsobrook, Michael E Major
McConnell Unit

Briefly describe the act(s) or omission(s) of this defendant, which you claimed harmed you.

Conspire on Conspiracy to Violate Civil Rights

Defendant #4: Gonzales Jr, Joe C Capt.
McConnell Unit

Conspire on Conspiracy to Violate Civil Rights
 Briefly describe the act(s) or omission(s) of this defendant, which you claimed harmed you.

Deliberately Indifferent to Health or Safety

Defendant #5: McKee, James A Major
McConnell Unit

Conspire on Conspiracy to Violate Civil Rights
 Briefly describe the act(s) or omission(s) of this defendant, which you claimed harmed you.

Deliberately Indifferent to Health or Safety

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V. Statement of claim

Offences Hate crimes may be general which though being on live TV or Radio would cast a Defamatory - cast Reports to Assault with the intent to murder, was a member of my Families. Explain to prison officials state prison officials to West Fall - I feel that there is some pattern or practice - some one to harm me induced an evil - opinion in the minds of Rightful thinking people to ~~convince~~ convince or deceive them to believe in this Humiliating Dyke Female, Crypt Blood on both gangs set or child molester or Snitch Dying with AIDS plus allegation an accusation - stated by prison staff inmate assault & murdering of my mom & brother & kidnapping of my children. Warden Currie putnam Ramon has power of such cover-up but ~~deliberately~~ deliberately Indifference toward it would still - continuing of sexually harassment Threats & sexually Assaults & extortion continuing official without an probable are allowing inmates that controlled to commit illegal crimes against me violate all due process, conspiring to commit an prison hit to return to population, to murder me - there fabricating events plan to harm Rightful ~~thinking~~ thinking inmates minds to convince or deceive them to assault or murder me as well ~~several~~ sexually assault day in and day-out place in Farley prison

Staff - system wide even in medical - charging
2010 - 2011 where attacked several times by inmates
any reason as well prison guards. ~~2008 to 2009 - 2010~~
This warden currie Here at the McConnell unit per
utilizing the Grievance Procedural / Access to the court
had me placed at the Sky-View - Mental - Hospital
Litigating Against him & his staff illegal conducted
while coming from law library - snatching legal materials
Assaulting me taking property - belongs to me & ~~destroying~~
destroying. These same practice or pattern still occurring
existing that puts me in totally Fear system wide
constantly kept. longer periods of time in ~~Administrative~~
Administrative seg. Violates due process punitive -
seg. the McConnell unit wardens currie putnam Ramirez
card. Gonzales major also brook Lt. Ambroz, Sgt. Chisum
1-29-14 attack by two unknown prison guard whom tried to
fully assault me while in secluded area. 5-6-14 explained to
a Sgt Fernandez, 5-2-14 see 5-10-14 chaplain 5-17-14 Lt.
idias 5-20-14 explained state classification Authority 06/08/14
that mail by attorney intercepted by mail room staff 7-28-14 denied
a claim that guards medical care 8-4-14 explained to an Lt. known
conspiracy to conspire to violate civil rights 7-5-10 explained
- an Sgt Diaz he low suite conspiracy to conspire to violate
civil rights - 7-10-14, explained to Lt. Paveles & Sgt. Rodriguez
conspiracy to violate, civil rights, 7-29-14 explained to safety
person Sgt. major prison staff are conspiring to assault & murder
me as well the inmates.

11-08-14 et plaining to an Sgt. Rodriguez 11-09-14 an Sgt. ~~Cruz~~
 11-10-14 Lt. Peralta, Sgt. Rodriguez's Sgt. ~~Maya~~ - staff prison
 conspiracy to conspire in violate - civil rights - 11-27-14
 et plaining to an Lt. Brown to Sgt. Diaz, per law suits, prison
 staff has conspired in conspiracy to violate civil rights.

McConnell unit - united classification committee —
 discriminated Against me, Denying any level of ~~process~~
 process, protection they have priors that I'll be either
 seriously Assaulting & murder but Numerous times
 Filing Complaint - Failed to granted Any protections.
 Prison officials has priors I as an elderly Black
 Disabled prisoner - suffered physical or psychological
 illness - slowdown inadequate toward Health or safety - per
 Filing suits in Union - conspiracy to violate Any Reason
 without an probable - cause nor Justification civil rights -
 confinement - caused to prisoners brutality or harassment
 unsafe cell or prison condition, censorship, or extremely
 limited mail, phone or placed in protective custody,
 inadequate Medical care Interference with practicing my
 Religion, inadequate Food, Racial, sexual or ethnic discrimination,
 placement in Administrative seg. long period of Time
 per law suits sexually harassment sexually Assaults Assaults
 with the intent to murder & extortion by The cell & Victim
 & deprive ~~any~~ Owner of property - Defamation & character
 by prison staff - called child molester, girl on the go or
 switch? Homosexual - things that I Not plus deprive
 & unmailing parole - I as an elderly Black prisoner, Abused
 Torture by state Actor - that are continually.

V. STATEMENT OF CLAIM:

State here in a short and plain statement the facts of your case, that is, what happened, where did it happen, when did it happen, and who was involved. Describe how each defendant is involved. You need not give any legal argument or cite any cases of statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach extra pages if necessary, but remember that the complaint must be stated briefly and concisely. IF YOU VIOLATE THIS RULE, THE COURT MAY STRIKE YOUR COMPLAINT.

2011 thru 2014, I as an 51 year old Black disabled prisoner suffered Heart condition, seizure, High blood pressure & other physical or Psychological problem - per utilizing grievance procedural - Filed numerous staff complaint against warden currie Ramirez Vietnam Major Mikee & the Rest of their subordinates by conspiring an conspiracy to Violate more of civil rights. Sgt. Mayer safe Prison has prior of such act of violence towards member of my family to deprive of as US citizen of Life necessities to commit Assaults with the intent to murder! For Any know Reason 9-2014 date enter Tyler to explain to Sgt. Mayer OFFENSE committed against me & my family.

VI. **RELIEF:** State briefly exactly what you want the court to do for you. Make no legal arguments. Cite not cases or statutes.

- To stop - Discrimination / Retaliatory attacks - Granted Preliminary Injunction / Temporary Restraining Order

VII. GENERAL BACKGROUND INFORMATION:

A. State, in complete form, all names you have ever used or been known by including any and all aliases:

Van Carter,

B. List all TDCJ-ID identification numbers you have ever been assigned and all other state or federal prison or FBI numbers ever assigned to you, if know to you.

768375, 680494, VJA

VIII. SANCTIONS:

A. Have you been sanctioned by any court as a result of any lawsuit you have filed? YES ~~NO~~

B. If your answer is "yes", give the following information for every lawsuit in which sanctions were imposed. (If more than one, use another piece of paper and answer the same questions.)

1. Court that imposed sanctions (If federal, give district and division): Tyler Division

2. Case Number: 9:07-cv-57

3. Approximate date sanctions were imposed: Can't - Remember

4. Have the sanctions been lifted or otherwise satisfied? YES ~~NO~~

your Honorable - Judge Have any filed 2010 - Gislenic Unit - warden currie had property taking - case where probably damages to prison community

C. Has any court ever warned or notified you that sanctions could be imposed? YES ☒ NO

D. If your answer is "yes", give the following information for every lawsuit in which warning was imposed. (If more than one, use another piece of paper and answer the same questions.)

1. Court that imposed warning (if federal, give the district and division): N/A
2. Case number: N/A
3. Approximate date warning were imposed: N/A

Executed on: 12/22/14
(Date)

Van Carter
(Printed Name)
Van Carter
(Signature of Plaintiff)

PLAINTIFF'S DECLARATIONS

1. I declare under penalty of perjury all facts presented in this complaint and attachment thereto are true and correct.
2. I understand if I am released or transferred, it is my responsibility to keep the Court informed of my current mailing address and failure to do so may result in the dismissal of this lawsuit.
3. I understand that I must exhaust all available administrative remedies prior to filing this lawsuit.
4. I understand I am prohibited from bringing an *in forma pauperis* lawsuit if I have brought three or more civil actions in a Court of the United States while incarcerated or detained in any facility, which lawsuits are dismissed on the ground they were frivolous, malicious, or failed to state a claim upon which relief may be granted, unless I am under imminent danger or serious physical injury.
5. I understand even if I am allowed to proceed without prepayment of costs, I am responsible for the entire **\$350** filing fee and costs assessed by the Court, which shall be deducted in accordance with the law from the inmate account by my custodian until the filing fee is paid.

Signed this twenty day of Nov, 2014.
(Day) (Month) (Year)

Van Carter
(Printed Name)
Van Carter
(Signature of Plaintiff)

WARNING: The Plaintiff is hereby advised any false or deliberately misleading information provided in response to the following questions will result in the imposition of sanctions. The sanctions the Court may impose include, but are not limbed to monetary sanctions and/or the dismissal of this action with prejudice.

clerk

United State District
Court - Southern District
OF TEXAS 1133 North
Shavelino Corpus Christi, TX
78401

United States Courts
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David J. Bradley, Clerk of Court

To the Honorable clerk of US District
Court - Requesting to Abate / Motion For New trial.

§7. The Order

§7.1 In writing. the order overruling or granting the
Motion For New trial must be in writing and signed
by the trial court. Tex. p 339.2(a); Faulkner v. Colver 851
S.W.2d 187, 188 (Tex. 1993). A docket entry noting that
~~Nothing~~ a Motion For New trial is granted is not
an effective order. Id. Tack v. McFall, 661
S.W.2d 923, 924 (Tex. 1983).

§7.2 The Grounds.

The trial court has broad discretion in granting
New trials. A New trial may be granted For good cause,
as indicated on the court's own motion. The court
can grant a motion For New trial without
stating any reason other than in the interest of
justice. Champion Intl Corp. v. Twelfth Court of
Appeals, 762 S.W.2d 797, 809 (Tex. 1988).

Mr. Van Carter, ~~768225~~
McConnell Unit 768325
Box 5, Emily Dr.
Beaverville, TX 778102

Clerk

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United States District
Court - Southern District of
Texas 1133 North Shoreline, Rm 208
Corpus Christi, TX 77401

